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NEWS RELEASE

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FOR IMMEDIATE RELEASE

November 16, 2012 (S.C. 46/12)

Summary of Cases Accepted and Related Actions for Week of November 12, 2012

[This news release is issued to inform the public and the press of cases that the Supreme Court has accepted and of their general subject matter. The statement of the issue or issues in each case set out below does not necessarily reflect the view of the court, or define the specific issues that will be addressed by the court.]

#12-114 *Fahlen v. Sutter Central Valley Hospitals*, S205568. (F063023; 208 Cal.App.4th 557; Stanislaus County Superior Court; 662696.) Petition for review after the Court of Appeal affirmed in part and denied in part an order denying a special motion to strike in a civil action. This case presents the following issue: Must a physician obtain a judgment through mandamus review setting aside a hospital's decision to terminate the physician's privileges prior to pursuing a whistleblower retaliation action under Health and Safety Code section 1278.5?

DISPOSITIONS

The following case was transferred for reconsideration in light of *People v. Hernandez* (2012) 53 Cal.4th 1095:

#10-62 *People v. Carranco*, S181567.

The following appeal was retransferred to the Court of Appeal:

#12-113 *Fair Political Practices Comm. v. Americans for Responsible Leadership*, S206407.

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